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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ESTATE OF ANDY LOPEZ, BY AND  
THROUGH SUCCESSORS IN INTEREST,  
RODRIGO LOPEZ AND SUJAY CRUZ, AND  
RODRIGO LOPEZ AND SUJAY CRUZ,  
INDIVIDUALLY,

Plaintiffs,

v.

ERICK GELHAUS, COUNTY OF SONOMA,  
DOES 1 – 10, INCLUSIVE,

Defendants.

CASE NO.: CV 13 05124 PJH

**NOTICE OF APPEAL**

LAW OFFICES OF  
GEARY,  
SHEA,  
O'DONNELL,  
GRATTAN &  
MITCHELL  
P.C.

Notice is hereby given that Defendants ERICK GELHAUS and COUNTY OF SONOMA,  
hereby appeal to the United States Court of Appeals for the Ninth Circuit from an Order Denying in

1 Part and Granting in Part Defendants' Motion for Summary Judgment, entered in this action on the  
2 20th day of January, 2016. Pursuant to F.R.A.P. 4(a), notice is given that Defendants file an  
3 interlocutory appeal from the District Court's ruling, and specifically as to its finding that  
4 Defendant ERICK GELHAUS is not entitled to qualified immunity as to the first cause of action.  
5 *Mitchell v. Forsyth*, 472 U.S. 511, 530 (1985).

6 Defendants' Representation Statement is attached to this Notice as required by Ninth Circuit  
7 Rule 3-2(b).

8 DATED: February 4, 2016

GEARY, SHEA, O'DONNELL, GRATTAN &  
MITCHELL, P.C.

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11 By /s/ Steven C. Mitchell  
STEVEN C. MITCHELL  
12 Attorneys for Defendants  
ERICK GELHAUS and COUNTY OF  
13 SONOMA  
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